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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 WILLIAM HENRY PRICE,

11 Petitioner,

No. CIV S-03-1720 DFL DAD P

12 vs.

13 L.R. BANKS, et al.,

14 Respondents.

ORDER

15 _____/
16 On September 28, 2004, judgment was entered dismissing petitioner's second
17 amended petition for failure to exhaust state remedies. Petitioner appealed this judgment. On
18 December 22, 2004, this court ordered that a certificate of appealability should not issue, and on
19 April 19, 2005, the U.S. Court of Appeals for the Ninth Circuit also denied petitioner's request
20 for a certificate of appealability. On January 5, 2005, petitioner filed a document styled, "Notice
21 And Notice For Petition For Rehearing On Failure to Exhaust State Remedies," in which
22 petitioner requests a rehearing on the denial of a certificate of appealability and argues that state
23 remedies have been exhausted. The petition will be denied. Petitioner is informed that no
24 further orders will issue in response to future filings in this case.

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1 Accordingly, IT IS HEREBY ORDERED that petitioner's January 5, 2005
2 petition for rehearing is denied. No further orders will issue in response to future filings in this
3 case.

4 DATED: April 28, 2005.

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6 DAD:4
7 pric1720.158



DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE